## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF IOWA CENTRAL DIVISION

SMARTCRUISER.COM, LLC,

Plaintiff,

v.

CRUISECOMPETE, LLC,

Defendant.

Case No. 4:12-CV-00473

JOINT STIPULATION OF DISMISSAL OF ALL CLAIMS AND COUNTERCLAIMS WITH PREJUDICE

COME NOW the Plaintiff, SmartCruiser.com, LLC and the Defendant, CruiseCompete, LLC, and, pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii) and 41(c) and Local Rule 41.a.2, having reached a settlement, hereby jointly stipulate to the dismissal of all claims and counterclaims brought by the respective parties to date in this matter, with prejudice, with each of the parties responsible for their own costs and fees.

/s/ Brett J. Trout

Brett Trout AT0008075 Law Offices of Brett J. Trout, P.C. 516 Walnut Street Des Moines, Iowa 50309 Telephone: (515) 288-9263 Facsimile: 515-280-7114

trout@bretttrout.com

<u>/s/ E.J. Flynn</u>

E.J. Flynn AT0009633 Flynn Law Firm, P.L.C. 12257 University Ave., Ste. 200 Clive, Iowa 50325

Telephone: 515-710-8571 Facsimile: 515-255-8681 ejflynn@flynnlawia.com

ATTORNEYS FOR PLAINTIFF SMARTCRUISER.COM, LLC

/s/ Mark S. Levinstein

Mark S. Levinstein, *pro hac vice* Williams & Connolly LLP 725 Twelfth Street, N.W. Washington, D.C. 20005

Telephone: (202) 434-5012 Facsimile: (202) 434-5029 E-mail: mlevinstein@wc.com

/s/ David W. Nelmark\_

David W. Nelmark AT0005677 Stephen H. Locher Belin McCormick, P.C. 666 Walnut Street, Suite 2000 Des Moines, IA 50309

ATTORNEYS FOR DEFENDANT CRUISECOMPETE, LLC

## **CERTIFICATE OF SERVICE**

I hereby certify that, on April 15, 2013, a true and correct copy of the foregoing document was filed electronically with the Clerk of Court to be served by operation of the Court's electronic filing system upon all parties to the above cause via each of the attorneys of record herein at their respective addresses as disclosed within the pleadings.

/s/ E.J. Flynn E.J. Flynn